## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

THE BANK OF TOKYO-MITSUBISHI UFJ, LTD.,

1:17-cv-08691

Plaintiff,

v.

DECLARATION OF RICHARD C. PEPPERMAN II

MARIA VULLO, in her official capacity as Superintendent Financial Services of the New York State Department of Financial Services,

Defendant.

RICHARD C. PEPPERMAN II declares under penalty of perjury pursuant to 28 U.S.C. § 1746:

- 1. I am an attorney admitted to practice before the courts of the State of New York and before this Court and am a member of the law firm of Sullivan & Cromwell LLP, counsel for Plaintiff The Bank of Tokyo-Mitsubishi UFJ, Ltd. in the above-captioned matter.
- 2. I submit this declaration in support of Plaintiff's Motion for a Temporary Restraining Order and a Preliminary Injunction so as to place before the Court a true and correct copy of the Complaint, annexed hereto as Exhibit A, by which this action has been commenced today on the date hereof.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 8th day of November, 2017 in New York, New York.

Richard C. Pepperman II